

**IN THE UNITED STATES DISTRICT COURT FOR THE  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**BEATRICE H. AIREY, Individually  
And on Behalf of the Estate and Wrongful  
Death Beneficiaries of ALBERT J. AIREY,  
Deceased**

**PLAINTIFFS**

**v.**

**CAUSE NO. 1:16-CV-00317-LG-RHW**

**A.O. SMITH WATER PRODUCTS CO., et al.**

**DEFENDANTS**

**AGREED ORDER OF DISMISSAL WITH PREJUDICE  
AS TO METROPOLITAN LIFE INSURANCE COMPANY**

This matter came before the Court on the Joint Motion *ore tenus* for Voluntary Dismissal With Prejudice of the claims filed by the Plaintiff, Beatrice H. Airey, Individually and on Behalf of the Estate and Wrongful Death Beneficiaries of Albert J. Airey, Deceased, as against the Defendant, Metropolitan Life Insurance Company, and the Court being advised in the premises finds that the motion is well taken and should be **GRANTED**.

IT IS THEREFORE ORDERED AND ADJUDGED, that the claims of the Plaintiff, Beatrice H. Airey, Individually and on Behalf of the Estate and Wrongful Death Beneficiaries of Albert J. Airey, Deceased, as against Defendant Metropolitan Life Insurance Company, are hereby **DISMISSED WITH PREJUDICE** with each party to bear its own costs, and Plaintiff expressly reserves the claims against all remaining Defendants in this action.

**SO ORDERED AND ADJUDGED** this the 28th day of March, 2018.

*s/ Louis Guirola, Jr.*

Louis Guirola, Jr.  
United States District Judge

AGREED TO AND APPROVED BY:

*/s/ James L. Farragut, III*  
James L. Farragut, III, Esq. (MSB#104496)  
FARRAGUT LAW FIRM, PLLC.  
1934 Old Mobile Hwy  
Pascagoula, MS 39567  
[FarragutLawFirm@hotmail.com](mailto:FarragutLawFirm@hotmail.com)

**Attorney for Plaintiff**

*/s/ David A. Barfield*  
David A. Barfield, Esq. (MSB#1994)  
PETTIS, BARFIELD & HESTER, P.A.  
4450 Old Canton Road, Ste 210  
Jackson, Mississippi 39211  
[dbarfield@pbhfir.com](mailto:dbarfield@pbhfir.com)

**Attorney for Metropolitan Life Insurance  
Company**